


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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M. Ena Ellis

Applicant : Malcolm Bailey
Application No. : 10/561,104
Filed : December 16, 2005
Title : SURFACE FRICTION TESTING APPARATUS

Confirmation No. 2460

Grp./Div. : 2856
Examiner : David A. Rogers

Docket No. : 56618/S307

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
April 12, 2008

Commissioner:

The February 13, 2008 official Office action cited the Hallas reference, stating that "Hallas discloses that a friction testing apparatus was constructed that is similar to a Kirchberg Rolling Slider from 1997." However, the Examiner relies on the date of the Kirchberg reference as being prior art to the present invention. A copy of the Kirchberg reference was not provided.

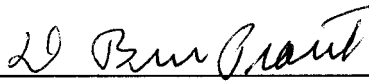
On February 25, 2008, the Examiner sent out a "Detailed Action" in which a non-English copy of the Kirchberg et al. reference was provided.

On April 8, 2008, another "Detailed Action" was sent out, sending a translation of the Kirchberg reference.

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Since it is not possible to fully evaluate the February 13, 2008 official Office action until receiving the English language translation of Kirchberg, it is requested that the date for response be reset, beginning with the mailing of the April 8, 2008 "Detailed Action."

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By 
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626/795-9900

DBP/mee

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